

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA**

**ERNEST RICHARDS, II,
& RICK RICHARDS,**

Plaintiffs/Counterclaim- Defendants,

v.

**Civil Action No. 1:18-cv-00158
Consolidated with 1:18-cv-00157**

**OCTANE ENVIROMENTAL, LLC,
an Ohio limited liability company;
TERENCE SEIKEL;
CRAIG STACY;
JOSEPH SEIKEL;**

Defendants/Counterclaim-Plaintiffs,

Defendants/Third-Party Plaintiffs,

v.

**AMANDA HUNT, AARON GILES,
JACOB RICHARDS & JASON RICHARDS,**

Third-Party Defendants.

**NOTICE OF ISSUANCE OF SUBPOENA TO APPEAR AND TESTIFY AT A HEARING
OR TRIAL IN A CIVIL ACTION TO ELIZABETH MEESE**

Pursuant to Rule 30 of the Federal Rules of Civil Procedure, please take notice that Kenneth L. Hopper, Esquire, served a Subpoena on Elizabeth Meese, requesting her to testify at a trial in a civil action. A copy of the Subpoena is attached hereto.

Dated this 2nd day of September, 2021.

By Counsel,

/s/ Kenneth L. Hopper

Johnnie E. Brown, WV State Bar No. 4620
Kenneth L. Hopper, WV State Bar No. 11158
Nathan A. Carroll, WV State Bar No. 12526

PULLIN, FOWLER, FLANAGAN, BROWN & POE, PLLC

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CERTIFICATE OF SERVICE

The undersigned, counsel of record for Defendants/Third-Party Plaintiffs, does hereby certify on this 2nd day of September, 2021, that a true copy of the foregoing "*Notice of Issuance of to Appear And Testify At A Hearing Or Trial in a Civil Action to Elizabeth Meese*" was served upon opposing counsel by using the CM/ECF System which will send notification of such filing to the following:

W. Scott Evans, Esquire
Richard R. Marsh, Esquire
Michael Secret, Esquire
Flaherty Sensabaugh Bonasso PLLC
200 Capitol Street
Charleston, WV 25301
Counsel for Plaintiff

Sam Madia, Esquire
Shaffer Madia Law, PLLC
343 W. Main St.
Clarksburg, WV 26301
Counsel for Third-Party Defendants

/s/ Kenneth L. Hopper

Johnnie E. Brown, WV State Bar No. 4620
Kenneth L. Hopper, WV State Bar No. 11158
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AO 88 (Rev. 12/13) Subpoena to Appear and Testify at a Hearing or Trial in a Civil Action

UNITED STATES DISTRICT COURT
for the

Northern District of West Virginia

ERNEST RICHARDS, II, & RICK RICHARDS)

Plaintiff)

v.)

OCTANE ENVIRONMENTAL, LLC., et al.)

Defendant)

Civil Action No. 1:18-cv-158

SUBPOENA TO APPEAR AND TESTIFY
AT A HEARING OR TRIAL IN A CIVIL ACTION

To:

Elizabeth Meese

(Name of person to whom this subpoena is directed)

YOU ARE COMMANDED to appear in the United States district court at the time, date, and place set forth below to testify at a hearing or trial in this civil action. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

Place: United States District Court for the Northern District of
West Virginia, 500 Pike Street, Clarksburg, WV 26301

Courtroom No.:

Date and Time:

September 14-17, 2021 at 9:00 a.m.

You must also bring with you the following documents, electronically stored information, or objects (leave blank if not applicable):

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 9/2/2021

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

Ken Hopper

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) **Defendant,**
Octane Environmental, LLC, who issues or requests this subpoena, are:
Kenneth L. Hopper, Esq.; Pullin, Fowler, Flanagan, Brown & Poe, PLLC.
2414 Cranberry Square, Morgantown, WV 26508, khopper@pffwv.com, (304) 225-2200

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).